



PUBLIC NOTICE

Federal Communications Commission
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DA 18-480
May 11, 2018

DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CONTROL OF iBASIS, INC. TO TOFANE GLOBAL SAS

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 18-136

Comments Due: May 25, 2018
Reply Comments Due: June 1, 2018

By this Public Notice, the Wireline Competition Bureau seeks comment from interested parties on an application filed by iBasis, Inc. (iBasis), KPN B.V. (KPN), and Tofane Global SAS (Tofane) (collectively, Applicants), pursuant to section 214 of the Communications Act of 1934, as amended, and sections 63.03-04 of the Commission's rules, requesting consent to transfer control of iBasis to Tofane.¹

iBasis, Inc., a Delaware corporation, provides interstate prepaid calling and other services throughout the United States. iBasis is a subsidiary of KPN, a Netherlands entity and a wholly owned subsidiary of Koninklijke KPN N.V. (Royal KPN), a Netherlands publicly-traded telecommunications company. Tofane, a French company, does not currently provide domestic telecommunications services and is owned and managed by French private equity entities.²

Pursuant to the terms of the proposed transaction, Tofane will acquire all the outstanding equity interests in iBasis from KPN. Applicants' state that as a result the proposed transaction, iBasis will become a subsidiary of a to-be-formed holding company, Tofane Global U.S. Holdco, and an indirect, wholly owned subsidiary of Tofane. Applicants assert that the proposed transaction is entitled to presumptive streamlined treatment under section 63.03(b)(1)(ii) of the Commission's rules and that a grant of the application will serve the public interest, convenience, and necessity.³

¹ See 47 U.S.C. § 214; 47 CFR §§ 63.03-04. Applicants also filed applications for the transfer of authorizations associated with international services. Any action on the domestic section 214 applications is without prejudice to Commission action on other related, pending applications.

² Applicants provided a complete description of Tofane's ownership interests. Joint Application for Grant of Authority Pursuant to Section 214 of the Communications Act of 1934, as Amended, and Sections 63.04 and 63.24 of the Commission's Rules to Transfer Control, WC Docket No. 18-136, at 6-10 (filed May 4, 2018).

³ 47 CFR § 63.03(b)(1)(ii).

Domestic Section 214 Application Filed for the Transfer of Control of
iBasis, Inc. to Tofane Global SAS, WC Docket No. 18-136 (filed May. 4, 2018).

GENERAL INFORMATION

The transfer of control identified herein has been found, upon initial review, to be acceptable for filing as a streamlined application. The Commission reserves the right to return any transfer application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules and policies. Pursuant to section 63.03(a) of the Commission's rules, 47 CFR § 63.03(a), interested parties may file comments **on or before May 25, 2018**, and reply comments **on or before June 1, 2018**. Pursuant to section 63.52 of the Commission's rules, 47 CFR § 63.52, commenters must serve a copy of comments on the Applicants no later than the above comment filing date. Unless otherwise notified by the Commission, the Applicants may transfer control on the 31st day after the date of this notice.

Pursuant to section 63.03 of the Commission's rules, 47 CFR § 63.03, parties to this proceeding should file any documents using the Commission's Electronic Comment Filing System (ECFS): <http://apps.fcc.gov/ecfs/>.

In addition, e-mail one copy of each pleading to each of the following:

- 1) Tracey Wilson, Competition Policy Division, Wireline Competition Bureau, tracey.wilson@fcc.gov;
- 2) Dennis Johnson, Competition Policy Division, Wireline Competition Bureau, Dennis.Johnson@fcc.gov;
- 3) David Krech and Sumita Mukhoty, International Bureau; david.krech@fcc.gov; sumita.mukhoty@fcc.gov;
- 4) Jim Bird, Office of General Counsel, jim.bird@fcc.gov.

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The proceeding in this Notice shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules. Persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte* meetings are deemed to be written

ex parte presentations and must be filed consistent with rule 1.1206(b), 47 CFR § 1.1206(b). Participants in this proceeding should familiarize themselves with the Commission's *ex parte* rules.

For further information, please contact Tracey Wilson at (202) 418-1394 or Dennis Johnson at (202) 418-0809.

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